
SENATE BILL 6074

State of Washington

60th Legislature

2007 Regular Session

By Senators Shin and Rasmussen

Read first time 02/19/2007. Referred to Committee on Natural Resources, Ocean & Recreation.

1 AN ACT Relating to maintenance and operation funding for parks; and
2 reenacting and amending RCW 82.46.035.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 82.46.035 and 1992 c 221 s 3 and 1991 sp.s. c 32 s 33
5 are each reenacted and amended to read as follows:

6 (1) The legislative authority of any county or city shall identify
7 in the adopted budget the capital projects and maintenance and
8 operations of parks funded in whole or in part from the proceeds of the
9 tax authorized in this section, and shall indicate that such tax is
10 intended to be in addition to other funds that may be reasonably
11 available for (~~(such capital projects)~~) these purposes.

12 (2) The legislative authority of any county or any city that plans
13 under RCW 36.70A.040(1) may impose an additional excise tax on each
14 sale of real property in the unincorporated areas of the county for the
15 county tax and in the corporate limits of the city for the city tax at
16 a rate not exceeding one-quarter of one percent of the selling price.
17 Any county choosing to plan under RCW 36.70A.040(2) and any city within
18 such a county may only adopt an ordinance imposing the excise tax
19 authorized by this section if the ordinance is first authorized by a

1 proposition approved by a majority of the voters of the taxing district
2 voting on the proposition at a general election held within the
3 district or at a special election within the taxing district called by
4 the district for the purpose of submitting such proposition to the
5 voters.

6 (3) Revenues generated from the tax imposed under subsection (2) of
7 this section shall be used by such counties and cities (~~solely~~) for
8 financing capital projects specified in a capital facilities plan
9 element of a comprehensive plan, and, at the option of the city or
10 county, a portion of such revenues may be used for maintenance and
11 operations of parks acquired or developed with revenues from the tax
12 imposed under subsection (2) of this section after December 31, 2006.
13 Revenues from this tax may not be used by any county or city to
14 supplant existing sources of funding for maintenance and operations of
15 parks. However, revenues (a) pledged by such counties and cities to
16 debt retirement prior to March 1, 1992, may continue to be used for
17 that purpose until the original debt for which the revenues were
18 pledged is retired, or (b) committed prior to March 1, 1992, by such
19 counties or cities to a project may continue to be used for that
20 purpose until the project is completed.

21 (4) Revenues generated by the tax imposed by this section shall be
22 deposited in a separate account.

23 (5) As used in this section, "city" means any city or town and
24 "capital project" means those public works projects of a local
25 government for planning, acquisition, construction, reconstruction,
26 repair, replacement, rehabilitation, or improvement of streets, roads,
27 highways, sidewalks, street and road lighting systems, traffic signals,
28 bridges, domestic water systems, storm and sanitary sewer systems, and
29 planning, construction, reconstruction, repair, rehabilitation, or
30 improvement of parks.

31 (6) When the governor files a notice of noncompliance under RCW
32 36.70A.340 with the secretary of state and the appropriate county or
33 city, the county or city's authority to impose the additional excise
34 tax under this section shall be temporarily rescinded until the
35 governor files a subsequent notice rescinding the notice of
36 noncompliance.

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